

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3643 OF 2004  
IN  
APPEAL LODG. NO.760 OF 2004  
IN  
CONTEMPT PETITION NO.132 OF 2002  
IN  
NOTICE OF MOTION NO.2599 OF 2000  
IN  
SUIT NO.3625 OF 2000

Yatindra Karnik .. Appellant.  
V/s.  
Shantiniketan (Air-India) Co-op.  
Housing Soc. Ltd. & Others .. Respondents.

Mr.S.K. Sthalekar for the appellant.

Mr.H.S.S. Murthy for respondent No.1.

**CORAM : R.M. LODHA, &  
J.P. DEVADHAR, JJ.**

**DATED : 23RD DECEMBER, 2004.**

**P.C. :**

We are informed that the respondents have been served. Save and except respondent No.1 no other respondent appears.

2. For the reasons stated in the affidavit in support of the notice of motion, we are satisfied that delay of 52 days in filing the appeal deserves to be condoned.

3. We order accordingly.

4. The office is directed to process the appeal and post it for admission as soon as numbered.

5. The notice of motion stands disposed of.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)